



# **St. Charles Parish**

## **Meeting Agenda**

### **Parish Council**

#### **Agenda**

St. Charles Parish Courthouse  
15045 Highway 18  
P.O. Box 302  
Hahnville, LA 70057  
985-783-5000  
scpcouncil@st-charles-la.us  
<http://www.stcharlesparish-la.gov>

*Council Chairman Wendy Benedetto*  
*Councilmembers Carolyn K. Schexnaydre, Snookie Fauchaux,*  
*Terrell D. Wilson, William Billy Woodruff, Paul J. Hogan,*  
*Larry Cochran, Traci A. Fletcher, Julia Fisher-Perrier*

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<b>Monday, August 5, 2013</b>	<b>6:00 PM</b>	<b>Council Chambers, Courthouse</b>
	<b>Final</b>	

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#### **CALL TO ORDER**

#### **PRAYER**

**Pastor Wayne Taylor**  
**Luling United Methodist Church**

#### **PLEDGE**

**Pastor Wayne Taylor**  
**Luling United Methodist Church**

#### **APPROVAL OF MINUTES**

**Regular Meeting - July 15, 2013**  
**Special Meeting - July 25, 2013**

#### **REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)**

- 2013-0257 ( 8/5/2013 )  
Department of Waterworks
- 2013-0258 ( 8/5/2013, St. Pierre, Jr. )  
Parish President Remarks/Report

## ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

**Monday, August 19, 2013, 6:00 pm, Courthouse Chambers, Hahnville**

**1      2012-0057    ( 8/5/2013, Hogan )**

An ordinance to amend the Code of Ordinances Appendix A, Section VI. E. Batture Districts to revise (II) from B-2. Industrial batture district to B-2(M) Moderate Industrial batture district and to add (III) B-2. Industrial batture district.

Legislative History:

2/7/12      Legislative Committee      Discussed.

Speakers:

Ms. Kimberly Marousek, Planning & Zoning Director

5/4/12      Council Member(s)      Rcmnd'ation Request Fwd'd      Department of Planning & Zoning

6/7/12      Department of Planning & Zoning      No Recommendation      Planning Commission

6/7/12      Planning Commission      Recommended Denial      Parish Council

6/18/12      Council Member(s)      Introduced

6/18/12      Parish Council      Publish/Scheduled PH

6/18/12      Parish Council      Postponed Indefinitely from Intro.      Pass

Discussion: to postpone indefinitely File No. 2012-0057 from introduction

7/2/12      Council Member(s)      Introduced

7/2/12      Parish Council      Publish/Scheduled PH

7/2/12      Parish Council      Postponed Indefinitely from Intro.      Pass

Discussion: to postpone indefinitely File No. 2012-0057 from introduction

8/5/13      Council Member(s)      Introduced

**6      2013-0259    ( 8/5/2013, St. Pierre, Jr., Department of Planning & Zoning )**

An ordinance to levy an assessment on the 2013 ad valorem tax bills of property owners that are delinquent in paying outstanding invoices for removal of weeds, grass, etc. in accordance with the St. Charles Parish Code, Chapter 16, Article III, Weeds, Grass, etc. and to levy an assessment on the ad valorem tax bills of property owners that are delinquent in paying outstanding charges incurred for the removal of unsafe structures, trash and debris in accordance with Chapter 16, Article IV, Sec. 16-48(b).

Legislative History:

8/5/13      Parish President      Introduced

**41      2013-0260    ( 8/5/2013, Fauchaux )**

An ordinance to provide for the installation of "FOUR-WAY STOP" signs at the intersections of Matthew Drive and 1st Street in Bayou Gauche.

Legislative History:

6/19/13      Council Member(s)      Rcmnd'atton Request Fwd'd      Department of Public Works

from Councilman Fauchaux; review area of Matthew Drive and 1st Street in Bayou Gauche

7/17/13 Council Member(s) Correspondence Received  
from the Department of Public Works to Major Eddy Beckendorf requesting a listing of all traffic incidents in the area within the past twelve months.

7/30/13 Council Member(s) Correspondence Received  
from the Department of Public Works; in order to install a 4-Way Stop sign at this intersection; Manual on Uniform Traffic Control Devices gives certain criteria that must be met; survey revealed that none of the criteria apply to this intersection, for these reasons the Department cannot recommend the installation of the 4-Way Stop."

8/5/13 Council Member(s) Introduced

42     **2013-0265**     ( 8/5/2013, St. Pierre, Jr., Department of Waterworks )

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with St John the Baptist Parish for an East Bank Waterline Interconnection.

Legislative History:

8/5/13 Parish President Introduced

52     **2013-0266**     ( 8/5/2013, St. Pierre, Jr., Department of Waterworks )

An ordinance to approve and authorize the execution of a contract with Hawkmoon Construction Services, LLC for the LA 18 Cast Iron Replacement, Hahnville (Project No. WWKS 67) in the amount of \$565,140.00.

Legislative History:

8/5/13 Parish President Introduced

## ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

**Monday, September 16, 2013, 6:00 pm, Courthouse Chambers, Hahnville**

59     **2013-0267**     ( 8/5/2013, St. Pierre, Jr., Department of Finance )

An ordinance setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Revised Statute 47.1705(B) for General Parochial Purposes; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Fire Protection, Mosquito Control Program, E-911 Telephone System, Health Unit and Council on Aging program; Road Lighting District No. 1; Library Service District No. 1; and for the purpose of paying the principal and interest on outstanding General Obligation Sewer Bonds for the year 2013.

Legislative History:

8/5/13 Parish President Introduced

## PLANNING AND ZONING PETITIONS

66     **2013-0253**     ( 7/15/2013, St. Pierre, Jr., Department of Planning & Zoning )

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, to approve a change of zoning classification from C-2 to M-1 at Lot K-2A5-1, (approx. 10,750 sq. ft.), Almedia Plantation, 335 Almedia Road, St. Rose as requested by David Folse for Christine & Richard Perniciaro.

Legislative History:

7/11/13	Department of Planning & Zoning	Received/Assigned PH	
7/11/13	Department of Planning & Zoning	Recommended Approval	Planning Commission
7/11/13	Planning Commission	Recommended Approval	Parish Council
7/15/13	Parish President	Introduced	

7/15/13 Parish Council Publish/Scheduled PH

75 **2013-0254** ( 7/15/2013, St. Pierre, Jr., Department of Planning & Zoning )

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, to approve a change of zoning classification from OL to M-1 at portions of Lots 7, 8, 9 John Lambert Tract (approx. 23 acres) South and adjacent to the KCS Railroad, St. Rose as requested by Edward L. Renton, Jr. for McMillion Dozer Service, Inc.

Legislative History:

5/21/13	Department of Planning & Zoning	Received/Assigned PH	
7/11/13	Department of Planning & Zoning	Recommended Denial	Planning Commission
7/11/13	Planning Commission	Recommended Approval	Parish Council
7/15/13	Parish President	Introduced	
7/15/13	Parish Council	Publish/Scheduled PH	

97 **2013-0255** ( 7/15/2013, St. Pierre, Jr., Department of Planning & Zoning )

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, to approve a change of zoning classification from W and R-1M to C-3 on approx. 4 acre portion of a tract of land located at 10093 Hwy 90, Luling, as requested by Courtney Mongrue for Joe Marcello / Marsh Investments Corp.

Legislative History:

4/16/13	Department of Planning & Zoning	Received/Assigned PH	
7/11/13	Department of Planning & Zoning	Recommended Approval	Planning Commission
7/11/13	Planning Commission	Recommended Approval	Parish Council
7/15/13	Parish President	Introduced	
7/15/13	Parish Council	Publish/Scheduled PH	

105 **2013-0256** ( 7/15/2013, St. Pierre, Jr., Department of Planning & Zoning )

An ordinance approving and authorizing a Home Occupation under the operation of Walter Stevens, Jr. - "River Parish Investigations"- private investigations- at 213 Mockingbird, St. Rose.

Legislative History:

5/20/13	Department of Planning & Zoning	Received/Assigned PH	
7/11/13	Department of Planning & Zoning	Recommended Approval	Planning Commission
7/11/13	Planning Commission	Recommended Approval	Parish Council
7/15/13	Parish President	Introduced	
7/15/13	Parish Council	Publish/Scheduled PH	

## ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

112 **2013-0249** ( 7/15/2013, St. Pierre, Jr., Department of Public Works )

An ordinance appointing and designating the St. Charles Parish Council as the governing authority of the Sunset Drainage District, establishing an effective date for such change in the governance and domicile and the delivery of records, assets, employees, accounts and monies to the Parish.

Legislative History:

6/7/12 Louisiana Legislature Enacted Legislation  
 Act No. 683 amended and reenacted R.S. 38:1607(C) and repealed Sections 2 and 3 of Act 319 relative to the Sunset Drainage District in St. Charles Parish.

7/15/13 Parish President Introduced

7/15/13 Parish Council Amended Pass

Amendment: to introduce the revised version of File No. 2013-0249

7/15/13 Parish Council Publish/Scheduled PH

7/25/13 Parish Council PH Requirements Satisfied

Reported:

Public Works Department Recommended: Approval

Chief Operations Officer Buddy Boe spoke on the matter.

Speakers:

Ms. Catherine Porthouse, Bayou Gauche

Ms. Terri Dufrene, Bayou Gauche

Mr. Eric Matherne, Bayou Gauche

Mr. Robert Taylor, Bayou Gauche

Council Discussion

7/25/13 Parish Council Publish/Scheduled PH

120 **2013-0247** ( 7/15/2013, Faucheux )

An ordinance to amend the St. Charles Parish Code of Ordinances, Chapter 2, Administration, Article IV. Finance, Division 1. Generally, to add Section 2-75. Reimbursement of Legal Fees and Attorney's Fees as a result of an Ethics Complaint and/or Ethics Investigation.

Legislative History:

7/15/13 Council Member(s) Introduced

7/15/13 Parish Council Publish/Scheduled PH

121 **2010-0094** ( 7/15/2013, Hogan )

An ordinance to amend the Code of Ordinances Appendix A, St. Charles Parish Zoning Ordinance of 1981, Section VI. Zoning district criteria and regulations., B. Residential districts, [II.] R-1A(M). Single Family Residential Detached Conventional Homes, Manufactured Homes, and Mobile Homes-Medium density., 3. Special Provisions, by amending c. and adding e.

Revised Version - Page 122

Legislative History:

3/1/10 Legislative Committee Discussed

Speakers:

Ms. Kim Marousek, Planning & Zoning Director

3/18/11 Council Member(s) Recommendation Request Fwd'd Department of Planning & Zoning

5/2/11 Council Member(s) Introduced

5/2/11 Parish Council Publish/Scheduled PH

5/5/11 Department of Planning & Zoning No Recommendation Planning Commission

5/5/11 Planning Commission Recommended Denial Parish Council

5/16/11 Parish Council PH Requirements Satisfied

Reported:

Councilman Hogan Recommended: Approval

5/16/11 Parish Council Amended Pass  
 Amendment: to amend the proposed ordinance in the SUMMARY and in SECTION 1, to change " 3. Special Provisions, by amending c. and adding e. to read " 3. Special Provisions, by adding e." and remove sections AS WRITTEN: c" and REVISED: c."

5/16/11 Parish Council Approved as Amended Fail

**VOTE ON THE PROPOSED ORDINANCE AS AMENDED**

Proposed ordinance failed for lack of a majority by the following vote

4/17/12 Legislative Committee Meeting Cancelled

5/16/12 Legislative Committee Meeting Cancelled

5/22/12 Legislative Committee Meeting Cancelled

5/24/12 Legislative Committee Meeting Cancelled

6/12/12 Legislative Committee Meeting Cancelled

6/19/12 Legislative Committee Discussed.

**Speakers:**

Ms. Kim Marousek, Planning & Zoning Director

3/7/13 Department of Planning & Zoning No Recommendation Planning Commission

3/7/13 Planning Commission Recommended Denial Parish Council

7/15/13 Council Member(s) Introduced

7/15/13 Parish Council Publish/Scheduled PH

**125 2013-0251 ( 7/15/2013, Hogan )**

An ordinance to rename Badeaux Lane West to Kerry's Pointe Lane in Des Allemands, LA.

Legislative History:

7/15/13 Council Member(s) Introduced

7/15/13 Parish Council Publish/Scheduled PH

**RESOLUTIONS**

**126 2013-0248 ( 7/15/2013, Fauchaux )**

A resolution requesting that the Parish President authorize the reimbursement of legal expenses in the amount of \$8,589.26 to Mr. Neal Clulee; incurred in defense of the ethics complaint and investigation initiated by the Parish Administration.

Legislative History:

7/15/13 Council Member(s) Introduced

7/15/13 Parish Council Deferred Pass

Discussion: to defer File No. 2013-0248

**127 2013-0261 ( 8/5/2013, Hogan )**

A resolution requesting that the Public Works Department, through the Parish Administration, provide to the Parish Council a written and oral Special Report explaining why the law, which the Parish Council put in place regarding subdivision inspections needing to be performed prior to the expiration of the warranty period, was not followed with respect to the latest phase of Hidden Oaks Subdivision.

Legislative History:

8/5/13 Council Member(s) Introduced

- |     |                  |   |
|-----|------------------|---|
| 129 | <b>2013-0262</b> | ( 8/5/2013, St. Pierre, Jr., Grants Office, Schexnaydre, Faucheux, Wilson, Woodruff, Benedetto, Hogan, Cochran, Fletcher, Fisher-Perrier )<br>A resolution requesting authorization for St. Charles Parish to advertise for competitive bids for the Willowridge Levee Improvements - Phase I, State Project Number H.009257, through the State of Louisiana Department of Transportation and Development (DOTD) under the Louisiana Statewide Flood Control Program.<br><br><u>Legislative History:</u><br><br>8/5/13 Parish President Introduced  |
| 131 | <b>2013-0268</b> | ( 8/5/2013, St. Pierre, Jr., Department of Public Works, Schexnaydre, Faucheux, Wilson, Woodruff, Benedetto, Hogan, Cochran, Fletcher, Fisher-Perrier )<br>A resolution requesting the Lafourche Basin Levee District to utilize funding set aside pursuant to LA R.S. 38:334 to conduct soil boring investigations on the Sunset Drainage District levee in St. Charles Parish.<br><br><u>Legislative History:</u><br><br>8/5/13 Parish President Introduced   |
| 132 | <b>2013-0269</b> | ( 8/5/2013, St. Pierre, Jr., Department of Planning & Zoning )<br>A resolution providing mandatory supporting authorization to Fifth African Baptist Church to endorse the Planning and Zoning Commission positive recommendation to waive the parking and setback requirements for the approved special permit for church at 184 Third Street, St. Rose.<br><br><u>Legislative History:</u><br><br>5/20/13 Department of Planning & Zoning Received/Assigned PH<br>7/11/13 Department of Planning & Zoning Remnd'd Approval w/Stip. Planning Commission<br>Approval contingent on applicant submitting site plan and owner's endorsement and review by the Planning and Zoning Department<br>7/11/13 Planning Commission Remnd'd Approval w/Stip. Parish Council<br>Approval contingent on applicant submitting site plan and owner's endorsement and review by the Planning and Zoning Department<br>8/5/13 Parish President Introduced |
| 145 | <b>2013-0270</b> | ( 8/5/2013, Fisher-Perrier, St. Pierre, Jr. )<br>A resolution to re-organize and re-establish the St. Charles Parish Children and Youth Planning Board.<br><br><u>Legislative History:</u><br><br>8/5/13 Council Member(s) Introduced   |

## APPOINTMENTS

- 146      **2013-0217**      ( 6/17/2013 )
- A resolution to appoint a member to the Civil Service Board.  
*Council will confirm nomination to fill the vacancy created by the expiration of the term of Mr. Ralph M. Wilderson. Three (3) year term to begin August 1, 2013 and expire August 1, 2016.*  
*Nominee: Mr. Ralph M. Wilderson*
- Legislative History:
- |  |                |                     |
|--|----------------|---------------------|
| 7/26/10  | Parish Council | Enacted Legislation |
| <i>Mr. Ralph M. Wilderson appointed to the Civil Service Board on July 26, 2010, per Resolution No. 5761</i> |                |                     |
| <i>Term: August 1, 2013 - August 1, 2016</i>   |                |                     |
| 6/17/13  | Parish Council | Vacancy Announced   |

7/1/13 Parish Council Deferred Pass

*Discussion: to defer File No. 2013-0217*

7/15/13 Parish Council Nomination(s) Accepted

*Nominee:*

*Councilman Wilson nominated Mr. Ralph M. Wilderson*

7/15/13 Parish Council Close Nomination(s) for Pass

150 **2013-0263** ( 8/5/2013 )

A resolution to appoint a member to the St. Charles Parish Communications District representing the Firemen's Association.

*Council will confirm nomination of Mr. Reginald R. Gaubert by the St. Charles Firemen's Association. Four (4) year term to begin August 19, 2013 and expire August 19, 2017.*

Legislative History:

8/3/09 Parish Council Enacted Legislation

*Mr. Reginald R. Gaubert appointed to the St. Charles Parish Communications District on August 3, 2009, per Resolution No. 5669*

*Term: August 19, 2009 - August 19, 2013*

7/23/13 Parish Council Correspondence Received

*from Chief Reginald Gaubert advising that Chief Reginald Gaubert will again be representing the Firemen's Association for a four year term*

152 **2013-0264** ( 8/5/2013 )

A resolution to appoint a member to the St. Charles Parish Communications District representing the St. Charles Parish Sheriff's Office.

*Council will confirm nomination of Lieutenant Sam Zinna by the St. Charles Parish Sheriff's Office. Four year term to begin August 19, 2013, and expire August 19, 2017.*

Legislative History:

8/3/09 Parish Council Enacted Legislation

*Major Sam Zinna appointed to the St. Charles Parish Communications District on August 3, 2009, per Resolution No. 5670*

*Term: August 19, 2009 - August 19, 2013*

5/24/13 Parish Council Correspondence Received

*from Sheriff Champagne advising that (Retired Major) Lt. Sam Zinna will again be representing the Sheriff's Office for a four year term*

**2012-0332** ( 8/5/2013 )

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the criminal justice community.

*On August 19, 2013, the Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the criminal justice community to fill the vacancy created by the expiration of the term of Mr. Robert Mack. Two (2) year term to begin immediately and expire November 1, 2014.*

Legislative History:

1/24/11 Parish Council Enacted Legislation

*Mr. Robert Mack appointed to the St. Charles Parish Children and Youth Planning Board on January 24, 2011, per Resolution No. 5804*

*Term: November 1, 2010 - November 1, 2012*

9/17/12 Parish Council Vacancy Announced

10/1/12 Parish Council Deferred

10/15/12 Parish Council Deferred



11/5/12	Parish Council	Deferred	
11/19/12	Parish Council	Deferred	
12/3/12	Parish Council	Postponed Indefinitely	Pass
<i>Discussion: to postpone indefinitely File No. 2012-0332</i>			

**2012-0335 ( 8/5/2013 )**

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the faith-based community.

*On August 19, 2013, the Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the faith-based community to fill the vacancy created by the expiration of the term of Ms. Ingrid G. Adams. Two (2) year term to begin immediately and expire November 1, 2014.*

Legislative History:

10/18/10	Parish Council	Enacted Legislation	
<i>Ms. Ingrid Adams appointed to the St. Charles Parish Children and Youth Planning Board on October 18, 2010, per Resolution No. 5785</i>			
<i>Term: November 1, 2010 - November 1, 2012</i>			

9/17/12	Parish Council	Vacancy Announced	
10/1/12	Parish Council	Deferred	
10/15/12	Parish Council	Deferred	
11/5/12	Parish Council	Deferred	
11/19/12	Parish Council	Deferred	
12/3/12	Parish Council	Postponed Indefinitely	Pass
<i>Discussion: to postpone indefinitely File No. 2012-0335</i>			

**2013-0271 ( 8/5/2013 )**

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the social services community.

*On August 19, 2013, the Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the social services community. Two (2) year term to begin immediately and expire November 1, 2014.*

**2013-0272 ( 8/5/2013 )**

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the social services community.

*On August 19, 2013, the Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the social services community. Two (2) year term to begin immediately and expire November 1, 2014.*

**2013-0273 ( 8/5/2013 )**

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the faith-based community.

*On August 19, 2013, the Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the faith-based community. Two (2) year term to begin immediately and expire November 1, 2014.*

**2013-0274 ( 8/5/2013 )**

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the business and labor community.

*On August 19, 2013, the Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the business and labor community. Two (2) year term to begin immediately and expire November 1, 2014.*

**2013-0275 ( 8/5/2013 )**

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the legal community.

*On August 19, 2013, the Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the legal community. Two (2) year term to begin immediately and expire November 1, 2014.*

**MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.****MEETINGS**

*SUNSET DRAINAGE DISTRICT: Thursday, 8/8/13, 7PM, Council Chambers*

*911 COMMUNICATIONS DISTRICT: Monday, 8/12/13, 5PM, Council Chambers*

*COMMUNITY ACTION ADVISORY BOARD: Wednesday, 8/14/13 7PM, Council Chambers*

*ZONING BOARD OF ADJUSTMENT: Thursday, 8/15/13, 7PM, Council Chambers*

**ANNOUNCEMENTS**

*'A Public Hearing for the St. Charles Parish Council will be held in the Courthouse Chambers on the second floor of the St. Charles Parish Courthouse, 15045 River Road, Hahnville, LA 70057 on September 16, 2013 at 6:00 P.M. to set millage rates.'*

**Accommodations for Disabled**

**St. Charles Parish will upon request and with three (3) days advanced notice provide reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact the Office of the Council Secretary at (985) 783-5000 to discuss the particular accommodations needed.**